

**Supplement to Amended Acknowledgment and  
Amended Notice of Acknowledgment  
of Acceptance of R.S. 2477  
Right-of-Way Grant**

Entry 2008005840  
Book 1095 Page 649-651 \$0.00  
12-JUN-08 12:10  
RANDY SIMMONS  
RECORDER, UINTAH COUNTY, UTAH  
GOVERNOR OF THE STATE OF UTAH  
STATE CAPITOL COMPLEX E220 PO BOX 14220  
Rec By: HEATHER HOLMES , DEPUTY

**THE STATE OF UTAH**

**TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:**

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This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Uintah County known as Willow Creek Road; County Road Number: 5120; State Geographic Information Database (SGID) Road Identification Number: RD243350.

This document supplements and supports the information contained in the document first recorded at **Ent 2007003119, Bk 1022, Beg Pg 392**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **12/27/2007** at **Ent 2007014438, Bk 1069, Beg Pg 423**. A legal description is attached hereto as Exhibit B.

**In Witness Whereof**, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 6<sup>th</sup> day of June, 2008.

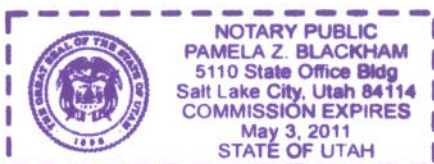
By the Governor's Designee

  
John Harja

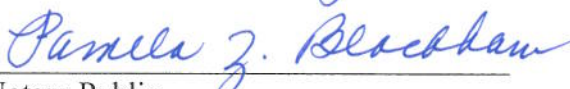
**CERTIFICATION**

State of Utah )  
: ss  
County of Salt Lake )

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.



Dated this 6<sup>th</sup> day of June, 2008.

  
Notary Public

## Exhibit A

**AFFIDAVIT OF J. CHARLES BREWER**

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**WILLOW CREEK ROAD,**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 5120**

State of Utah            )  
                                  : ss  
County of Uintah        )

J. CHARLES BREWER, being first duly sworn, deposes and states as follows:

1.       I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 64 years.

2.       I have traveled and am familiar with a road in Uintah County known as the Willow Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1940s, it followed the same route as in 2006, when I last observed it. Attached is a Uintah County map showing Willow Creek Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3.       I am informed that the County identifies this road according to the road number described above.

4.       I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the mid 1940s and continuing through 1976 to 2006. During this time period I have observed travel on the road by various means, including cars truck and horseback. During this time period, the road has been used daily.

5. During the time period from the mid 1940s to 2006, I have used the road myself for livestock operations, oil and gas exploration and development and recreation.

6. During the time period described in the previous paragraph, I observed vehicles using the road at various times for oil and gas exploration and development, mining, prospecting for minerals, traveling in and through the area, recreation and livestock operations.

7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early the mid 1940s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of construction and maintenance performed on the road prior to 1976: Uintah County and other entities grading and maintaining the road since the mid 1940s.

Dated this 16 day of October, 2006.

  
J. CHARLES BREWER

SUBSCRIBED AND SWORN TO before me this 16 day of October, 2006.



  
Notary Public



# UINTAH COUNTY

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**Willow Creek Road**  
**Road # 5120**  
**RD243350**

Whiterocks  
Tridell  
Vernal  
Naples  
Lapoint  
Ballard  
Ouray  
Mountain Fuel Bridge  
Bonanza  
Watson  
Rainbow

## Legend

 Willow Creek Road

### Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



**AFFIDAVIT OF BROWNIE E. TOMLINSON**

**WILLOW CREEK ROAD**

**UINTAH COUNTY, UTAH**

**COUNTY ROAD NUMBER 5120**

STATE OF UTAH            )  
                                  : ss.  
COUNTY OF UTAH        )

BROWNIE E. TOMLINSON, being first duly sworn, deposes and states as follows:

1.       I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Vernal, Uintah County, Utah. I have lived in Uintah County for 50 years.

2.       I have traveled and am familiar with a road in Uintah County known as Willow Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1948, it followed the same route as in 2004 when I last observed it. Attached is a Uintah County map showing Willow Creek Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3.       I am informed that the County also identifies this road according to the road number identifier listed above.

4.       I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1948 and continuing through 1976 to 2004. Throughout this time period I have observed travel on the road by various means, including trucks, stock trucks, oil and gas trucks and cars. Throughout this time period, the road has been

used weekly for more than ten continuous years prior to 1976, and is presently used daily

5. Throughout the time period from 1948 to 2004 I have used the road myself for the following uses: visiting neighbors, hunting, wood gathering, traveling in and through the area to my home, predator control, recreation, farming, government access, traveling to and from school and livestock gathering.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: sight seeing.

7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1920s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. I observed the following evidence of maintenance/construction activities on the road prior to 1976: I have personally observed graders grading the road.

DATED this 18 day of Oct, 2006.

  
BROWNIE E. TOMLINSON

SUBSCRIBED AND SWORN to before me this 18 day of OCT, 2006.

  
NOTARY PUBLIC  
LINTAH & RECORDED

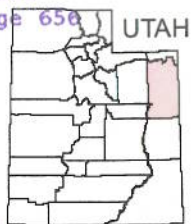


**Willow Creek Road**  
**Road # 5120**  
**RD243350**

# UINTAH COUNTY

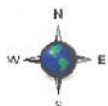
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## Legend

- Willow Creek Road
- Roads**
- Class B Roads
- Federal or State
- Uintah County



Uintah County





## Exhibit B

### Beginning & Ending Points and Township, Range, and Section References For:

**Popular Name:** Willow Creek Road

**County:** Uintah

**County Road Number:** 5120

**State Geographic Information Database (SGID) Road Identification Number:** RD243350.

**Total Road Length:** 35.12 miles more or less.

**Beginning at a point** on the road centerline located at 39 degrees 35 minutes 10.81 seconds North Latitude and -109 degrees 34 minutes 20.58 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,183,616.0 feet and Y = 7,023,905.1 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 57 minutes 20.99 seconds North Latitude and -109 degrees 39 minutes 25.39 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,156,987.0 feet and Y = 7,157,957.4 feet based on the US Survey Foot conversion.

This road may traverse:

Township 10 South Range 20 East, Section(s) 10,15,22,27,28,33, Salt Lake Base & Meridian  
Township 11 South Range 20 East, Section(s) 2,3,11,12,13,24, Salt Lake Base & Meridian  
Township 11 South Range 21 East, Section(s) 19,30,31, Salt Lake Base & Meridian  
Township 12 South Range 20 East, Section(s) 12,13, Salt Lake Base & Meridian  
Township 12 South Range 21 East, Section(s) 6,7,18,19,29,30,32,33,34, Salt Lake Base & Meridian  
Township 13 South Range 21 East, Section(s) 3,10,11,15,22,27,34, Salt Lake Base & Meridian  
Township 14 South Range 21 East, Section(s) 3,4,9,10,16,21, Salt Lake Base & Meridian